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7 E. E., *et al.*,
8 Plaintiffs,
9 v.
10 STATE OF CALIFORNIA, *et al.*,
11 Defendants.
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Case No. [21-cv-07585-SI](#)

**ORDER VACATING MARCH 25
HEARING AND STAYING BRIEFING
ON DEFENDANTS' MOTION TO
DISMISS PENDING RESOLUTION OF
ANTICIPATED NINTH CIRCUIT
APPEAL**

Re: Dkt. Nos. 95, 112, 113

13 Defendants have filed a motion to dismiss the first amended complaint, and that motion is
14 currently scheduled for a hearing on March 25, 2022. The parties have filed stipulations to continue
15 that hearing to April 8. Defendants have also stated that they intend to appeal this Court's
16 preliminary injunction order, and a motion for stay pending appeal is scheduled for March 11.

17 The issues raised by defendants' motion to dismiss are encompassed by the preliminary
18 injunction order, and thus it is the Court's view that it is in the interest of judicial economy to stay
19 the briefing on the motion to dismiss until the anticipated appeal is resolved. As such, the March
20 25 hearing is VACATED. Once the anticipated appeal is resolved, the Court will set a new schedule
21 on the motion if necessary.

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23 **IT IS SO ORDERED.**

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25 Dated: March 9, 2022

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SUSAN ILLSTON
United States District Judge